

REMARKS:

In the outstanding Office Action, the Examiner rejected claims 1, 3-6, 15-19 and 21-27. Claims 1, 6, 18, 19, 21 and 27 are amended herein, and new claim 28 is added. Claims 2, 7-14 and 20 remain cancelled. No new matter is presented.

Thus, claims 1, 3-6, 15-19 and 21-28 are pending and under consideration. The rejections are traversed below.

REJECTION UNDER 35 U.S.C. § 102(b):

Claims 1, 3, 4, 6, 15, 16, 18, 19 and 27 were rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,675,630 (Beatty).

The mobile communication module of Beatty relates its own number assignment module (NAM) with its own telephone directories and speed-dial telephone directories. In Beatty, a user activates a NAM using which a carrier identifies a particular phone, and selects a phone book or a speed dial directory to be associated with the activated NAM (see, col. 7, lines 17-27). Then, when that particular NAM is selected, the user preprogrammed phone book/speed directory corresponding to the NAM is activated (see, col. 4, lines 47-54). That is, Beatty is limited to relating NAMs to the telephone number directory and the speed-dial telephone directory.

In contrast to Beatty, the present invention relates various applications, such as a scheduler, electronic mail managing software, word processing software, a tabulation software, etc., in a portable apparatus with a destination telephone number and an electronic mail address. The present invention enables automatic selection of a function and/or information with respect to a portable apparatus depending on use situation of the portable apparatus. For example, function/information of a particular use is automatically selected when the portable terminal is put to that particular use.

Independent claim 1 as amended recites, "a control part configured to automatically select a function of the portable apparatus having a high possibility of use by the particular user and/or information stored in the portable apparatus having a high possibility of use" depending on "the using situation set by the switch." Similarly, independent claim 18 recites that "a function of the portable information terminal equipment having a high possibility of use by the particular user and/or information stored in the portable information terminal equipment having a high possibility of use" is automatically selected.

Independent claims 6 and 19 as amended recite detection of "a using situation of the

portable apparatus usable by the particular user based on information selected an electronic mail address of another party in a mail reception or transmission and a telephone number of another party in a telephone reception or transmission" ("portable information terminal equipment" in claim 19). Independent claims 6 and 19 also recite that "personal information other than that of said particular user is extracted based upon at least one of said electronic mail address of the other party and said telephone number of the other party", and "one or more application programs related to said extracted personal information are selected."

Independent claim 27 recites, "classifying uses executed using the terminal into a first operation mode and a second operation mode", where each of the uses are classified in accordance with "a possibility of occurrence corresponding to each of the uses."

It is submitted that the independent claims 1, 6, 18, 19 and 27 are patentable over Beatty.

For at least the above-mentioned reasons, claims depending from independent claims 1, 6, 18, 19 and 27 are patentably distinguishable over Beatty. The dependent claims are also independently patentable. For example, as recited in claims 4 and 16, "displaying the automatically selected function and/or information on the display part in a manner usable by the particular user." Beatty does not teach or suggest these features of claims 4 and 16.

Therefore, withdrawal of the rejection is respectfully requested.

REJECTION UNDER 35 U.S.C. § 103(a):

Claims 5, 17 and 21-26 were rejected under 35 U.S.C. § 103(a) as being unpatentable over various combinations of the following: Beatty, U.S. Patent No. 6,047,062 (Bijman) and U.S. Patent No. 6,477,374 (Shaffer).

The Examiner acknowledges that Beatty does not teach automatic updates of data upon the using situations and detection of using situation based on time information, but relies on Bijman and Shaffer as teaching these features of the claimed invention. However, Bijman is directed to updating a caller's telephone number if a stored number associated therewith does not match a number provided when the caller calls (see, column 2, lines 27-33), and Shaffer simply routes a call to a user based on a pre-programmed calendar of time-date associations of the user (see, col. 3, lines 2-7).

Independent claim 21 recites, "a switch indicating one of a business mode for business use and a private mode for personal use... based on the time of day" and "automatically

selecting a function and information [of] the portable apparatus depending on the using situation of the portable apparatus and said indicating by the switch based on the time of day."

The references, alone or in combination do not teach or suggest the claimed invention of "automatically selecting a function and information depending on the using situation of the portable apparatus and said indicating by the switch based on the time of day", as recited claim 21.

For at least the above-mentioned reasons, claims depending from the independent claims are patentably distinguishable over the cited references. The dependent claims are also independently patentable. For example, as recited in claim 17, "wherein said managing part manages the linked functions and/or information... and automatically adds to the database data which depend on the using situation and are not included in the database" (see also dependent claim 5). Beatty does not teach or suggest these features of claims 5 and 17.

Therefore, withdrawal of the rejection is respectfully requested.

NEW CLAIM:

New claim 28 has been added to emphasize that the present invention includes, "detecting a current use of the terminal based on a type of information exchanged via the terminal" and "automatically providing a function of the terminal including information stored therein that has a high possibility of use based on the detected current use of the terminal."

The cited references, alone or in combination, do not teach or suggest, "automatically providing a function of the terminal including information stored therein that has a high possibility of use based on the detected current use of the terminal", as recited in claim 28.

It is submitted that new claim 28 is patentably distinguishable over the cited references.

CONCLUSION:

Accordingly, claims 1, 6, 18, 19, 21 and 27 are amended herein, new claim 28 is added, and claims 2, 7-14 and 20 remain cancelled. Claims 1, 3-6, 15-19 and 21-28 are pending and under consideration.

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

If there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

Serial No. 09/804,478

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

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Date: 11/10/15

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